

IT IS HEREBY CERTIFIED that:

I, David M. McNees, am a citizen of the United States and am at least eighteen years of age.
My business address is 880 Front Street, Room 6293, San Diego, CA 92101-8893.

I am not a party to the above-entitled action. I have caused service of the Joint Motion for Dismissal Pursuant to Rule 41(a)(1)(A)(ii) on the following parties by electronically filing the foregoing with the Clerk of the District Court using its ECF System, which electronically notifies them.

22 Lloyd S. Costales
lloydcostales@plclaw.org

Michael S. Pedretti
mikelaw@jps.net, mikex9@hotmail.com

25 Timothy M. Ryan
tryan@theryanfirm.com, tkemp@theryanfirm.com

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1 I hereby certify that I have caused to be mailed the foregoing, by the United States Postal
2 Service, to the following non-ECF participants in this case:

3 Randall T. Page
4 Page Lobo and Costales
5 8989 Rio San Diego Drive, Suite 325
6 San Diego, CA 92108

7 the last known address, at which place there is delivery service of mail from the United States
8 Postal Service.

9 I declare under penalty of perjury that the foregoing is true and correct.
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11 Executed on August 27, 2008.
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13 s/David M. McNees
14 DAVID M. McNEES
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